

BOARD OF SELECTMEN

Minutes of the Meeting of 3 October 2007 at 6:00 PM. The meeting took place in the Court Room, Town and County Building, Nantucket, MA 02554. Members of the Board present were Brian Chadwick, Michael Kopko, Whiting Willauer, Allen Reinhard and Patricia Roggeveen. Chairman Willauer called the meeting to order at 6:00 PM.

Announcements. Town Manager Libby Gibson stated the 2008 Annual Town Meeting Warrant will be open for Citizen Petitions from October 12 – November 23, 2007.

Ms. Gibson noted that in front of the Town Building a memorial oak tree has been planted with an accompanying plaque in memory of Donald Oliver for all of his years of dedicated service to the Town. There will be a dedication ceremony on Wednesday, October 10th at 2pm, all are welcome to attend.

Public Comment. American Legion representative David Barrett commented on two cars parked in the triangle area in front on the Legion Hall. Mr. Chadwick suggested the American Legion should explore the possibility of moving the flag pole and monument from the triangle to a more visible location, because the monument cannot be seen when vehicles are parked all around it.

APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS

Approval of Payroll Warrant for Week Ending 30 September 2007. The Board approved the payroll warrant by unanimous consent.

Approval of Treasury Warrant and Pending Contracts for 3 October 2007. The Board approved the treasury warrant and pending contracts by unanimous consent.

CITIZEN/DEPARTMENTAL REQUESTS

Citizen Request for Transfer of Taxi License (continued from 19 September 2007). Joe Mullen attorney for Beverly Topham requested a continuance of the transfer request until October 10, 2007. So approved by unanimous consent.

Request for Waiver of Conflict of Interest Regarding Town Counsel Representation of Town and Land Bank in Real Estate Transaction. Ms. Gibson explained the request for waiver regarding Town Counsel representing both the Town of Nantucket and the Nantucket Islands Land Bank in the transaction which involves the sale of Town property in Surfside to the Land Bank. Mr. Kopko spoke in opposition of the entire transaction requesting the Board of Selectmen reevaluate the structure of the deal as a whole, suggesting the Board take no action. He noted there are no time constraints and that the Board should take more time for discussion. Ms. Roggeveen noted she is not opposed to reconsidering the entire deal and agreed that maybe further discussion is best. Chairman Willauer noted the only issue the Board should be discussing is the request for waiver of conflict of interest. Mr. Kopko moved to take no action at this time, Ms. Roggeveen seconded. Mr. Reinhard stated the Land Bank has had a very successful relationship with Deutsch Williams and therefore will be reluctant to find other counsel as it would result in considerable additional expense. Mr. Reinhard also noted the transaction was authorized by the 2007 Annual Town Meeting. On the motion, Mr. Chadwick, Mr. Kopko, Ms. Roggeveen and Chairman Willauer voted in favor. Mr. Reinhard was opposed. So voted.

Park & Recreation: Request for Approval of Submittal of Applications to Community Preservation Committee for Funding of FY 2009 Projects. Some discussion followed regarding the specifics of the projects. By unanimous consent, the Board voted to approve the project applications to be submitted to the Community Preservation Committee.

TOWN ADMINISTRATOR'S REPORT
None.

SELECTMEN'S REPORTS/COMMENT

Mr. Chadwick noted that the Harbor & Shellfish Advisory Board (SHAB) has made a recommendation for a Town bylaw to limit the size of boats allowed inside Pimney's Point. Speaking as the Board's liaison to SHAB, Chairman Willauer stated that SHAB has quite a few more things to consider before acting on the recommendation. Mr. Chadwick said he would prefer to see a regulation in place rather than a new bylaw.

Mr. Chadwick moved to adjourn to Executive Session for collective bargaining strategy, not to return to open session, Mr. Kopko seconded. All in favor following a roll call vote, so voted.

The meeting adjourned at 6:35 PM.

Approved the 17th day of October 2007.